



State of Utah
Department of
Natural Resources

MICHAEL R. STYLER
Executive Director

Division of
Oil, Gas & Mining

JOHN R. BAZA
Division Director

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

December 1, 2006

Mr. William (Bill) W. Brinton
Morton International, Inc.
Post Office Box 506
Grantsville, Utah 84029-0506

Subject: Required Steps for Filing of Board Agency Action for Board Contract,
Morton International, Inc., Morton Salt – Grantsville Mine Site,
M/045/037, Tooele County, Utah

Dear Mr. Brinton:

On November 17, 2006, an inquiry was made regarding the procedure to obtain a board contract as reclamation surety. The enclosed "State of Utah R641-102-100– Board Procedural Rules" (BPR) outlines the procedure required for this action. As an overview, this letter contains basic information to assist you in this action initiation as outlined below:

- Per R641-102-200 'Attorneys' of the BPR, Morton International, Inc. must have representation by an attorney;
- Per R641-104-100 'Pleadings Enumerated', outlines the specific requirements for a Request for Agency Action;
- Per R641-104-200 'Form', identifies the form and format for the filing;
- Per R641-105-100 'Requests for Agency Action (Petitions)', provides filing dates for the Request for Agency Action, motions, affidavits, briefs, or memoranda;
- Per R641-105-200 through R641-105-800, provides information regarding deadlines relating to *Responses, Motions, Exhibits*. Place of filing is provided in addition to *Rulings and Computation of Time* allowed by the rules.

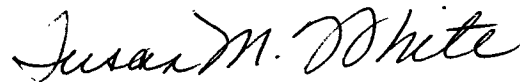
The document, "State of Utah, Board of Oil, Gas and Mining, Hearing Schedule for Year 2007" is enclosed to identify the Requests for Agency Action deadline dates for 2007. The associated hearing date is included in the respective row.

Page 2
Morton International, Inc.
M/045/037
December 1, 2006

As discussed previously, per R647-4-113.4.16, the Board may approve a written self-bond agreement in the case of operators showing sufficient financial strength. The Division currently does not have a pre-qualifying financial criteria requirement for operators to demonstrate 'sufficient financial strength'. This requirement is currently under review.

If you require additional information about the Request for Agency Action procedure, please contact Beth Ericksen, 801-538-5318 or myself at 801-538-5258.

Sincerely,

A handwritten signature in black ink that reads "Susan M. White". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:BE:pb

Enclosure: State of Utah, Board of Oil, Gas, and Mining, Hearing Schedule for Year 2007, State of Utah Board Procedural Rules

cc; Beth Ericksen, DOGM

Lynn Kunzler, DOGM

P:\GROUPS\MINERALS\WP\M045-Tooele\M0450037-mortonSalt-grantsville\final\reqforboardactionm045025.doc